

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
March 19, 2007

D049891 In re Brown on Habeas Corpus

The petition is denied.

**D050342 Pacific Specialty Insurance Co. v. Superior Court of Imperial
County/Melendrez**

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
March 20, 2007

D048447 San Diego County Health and Human Services Agency v. Christopher A.
Order modifying opinion and denying rehearing [no change in judgment].

D049407 Jacobson et al. v. Bilbray et al.
Dismissed. Irion, J; I Concur: McIntyre, J.; I Dissent (by opinion): McDonald, J.

D048190 In re the Marriage of Trepeck
The order is affirmed. O'Rourke, J.; We Concur: Benke, Acting P.J., Nares, J.

D048405 AEA Insurance Company et al. v. Garamendi
Judgment affirmed. Respondent to recover its costs of appeal. Benke, Acting P.J.;
We Concur: Haller, J., Irion, J.

D047187 Gahn v. Rule
The orders are affirmed. Respondent is awarded costs on appeal. O'Rourke, J.;
We Concur: Benke, Acting P.J., Huffman, J.

D048736 People v. Wright
The judgment is affirmed. McConnell, P.J.; We Concur: McDonald, J., Irion, J.

D047870 Hardage Hotels I, LLC. v. Crimi Mae Services Limited Partnership
Affirmed. Irion, J.; We Concur: McConnell, P.J., Haller, J.

D049092 In re Adrian G. et al., Juveniles
Judgment affirmed. Benke, Acting P.J.; We Concur: Nares, J., O'Rourke, J.

D048612 Mabie v. Kaplan
The petition is denied.

D047768 People v. Culp
The restitution order to the Krejcis in the amount of \$30,266 is modified by reducing the order to \$29,611 and the matter is remanded with directions for the superior court to modify the probation order in accordance with the views expressed in this opinion. In all other respects the judgment is affirmed. Huffman, J.; We Concur: McConnell, P.J., O'Rourke, J.

D050275 Apolinar B. v. Superior Court of San Diego County/San Diego County Health and Human Services Agency
The attorney for petitioner Apolinar B. has notified the court that a petition for writ of mandate under California Rules of Court, rule 8.452 and 5.600 will not be filed as there are no viable issues for writ review. The case is dismissed.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
March 20, 2007 (Continued)

D049599 People v. Rossignol

The judgment is affirmed. Huffman, Acting P.J.; We Concur: O'Rourke, J., Irion, J.

D048429 People v. Glaser

The order appealed from is reversed and the matter is remanded for further proceedings in accordance with this opinion. Huffman, Acting P.J.; We Concur: McDonald, J., McIntyre, J.

Court convened at 10:30 a.m.

Present: The Honorable Gilbert Nares, Acting Presiding Justice, and The Honorable Associate Justices Cynthia Aaron and Joan Irion
Clerk: D. Moore

D049448 TSI Seismic Tenant Space, Inc. v. Superior Court/Geocon-RPI

D049460 Swanson & Associates v. Superior Court/Geocon-RPI

Matter called on merits. Theodore R. Howard, Esq. argued for petitioner, TSI. Marc Drais Cleavinger, Esq. argued for petitioner, Swanson & Associates. Lann G. McIntyre, Esq. argued for real party in interest, Geocon. William H. Naumann, Esq. argued for Serena Sunbow. Mr. Howard replied. Mr. Cleavinger replied. Matter submitted as to D049448, ONLY.

Court adjourned at 10:36 a.m.

D047508 Styles v. Schwab et al.

The petition for rehearing is denied.

D049604 People v. Burch

(Certified for Publication) For the forgoing reasons the judgment is affirmed. Benke, Acting P.J., We Concur: Huffman, J., O'Rourke, J.

D046474 Styles v. Schwab et al.

The petition for rehearing is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
March 21, 2007

D044577 Gordon v. Kolod Wager Law Offices, LLP et al./Dolter

The judgment and posttrial orders are affirmed. David W. Gordon and Elizabeth Dolter shall recover the costs incurred with respect to the appeals filed by Kolod Wager Law Offices, LLP, Jerry Wager and Scott Kolod. Irion, J.; We Concur: McConnell, P.J., Benke, J.

D049842 In re Poulosom on Habeas Corpus

The petition is denied.

D046299 La Mesa Citizens For A Clean Environment v. City Council Of The City Of La Mesa et al.

The request for publication of the opinion is denied.

D048656 Michelotti v. Parker

Judgment affirmed. Each party to bear his own costs. Haller, J.; We Concur: Benke, Acting P.J., Irion, J.

D049500 In re Katelyn F., a Juvenile

The order is affirmed. McDonald, J.; We Concur: McConnell, P.J., Nares, J.

D049896 In re Eddie R., a Juvenile

The petition is denied. Irion, J.; We Concur: Nares, Acting P.J., Aaron, J.

D047721 People v. Brown

The judgment is affirmed. CERTIFIED FOR PUBLICATION. Benke, J.; We Concur: McConnell, P.J., McIntyre, J.

D049021 In re Estate of White

The order is affirmed. White is entitled to costs on appeal. McDonald, J.; We Concur: Nares, Acting P.J., McIntyre, J.

D047101 People v. Thomas

The judgment is affirmed. O'Rourke, J.; We Concur: Benke, J., Huffman, J.

D049365 In re Ariana T., a Juvenile

Judgment affirmed. McIntyre, Acting P.J.; We Concur: Aaron, J., Irion, J.

D046833 Carter v. Escondido Union High School District

D047649 Carter v. Escondido Union High School District

(Consolidated) The judgment is reversed. Escondido Union High School District to recover costs on appeal. CERTIFIED FOR PUBLICATION. Irion, J.; We Concur: McConnell, P.J., Benke, J.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
March 21, 2007 (Continued)

In re Melanie N., a Juvenile

Upon written request filed by appellant, the appeal is dismissed.

D048691 People v. Cuero

The judgment is affirmed. Haller, J.; We Concur: Nares, Acting P.J., Irion, J.

D049033 Conservatorship of the person of Tian L.

The judgment is affirmed. McConnell, P.J.; We Concur: Benke, J., Aaron, J.

D050486 Stuart v. Superior Court of San Diego County/People

The petition is denied.

D046696 People v. Mays

The petition for rehearing is denied.

D049894 In re Kennedy on Habeas Corpus

The petition is denied.

D049798 Solar Turbines, Inc. v. Workers' Compensation Appeals Board and Felino Caraiso

The petition is denied. As requested by Caraiso, the matter is remanded to the WCAB for a supplemental award of attorney fees (Lab. Code, at 5801).

D048931 People v. Jankowicz

The petition for rehearing is denied.

D050513 Seabaugh v. Superior Court of San Diego County/Seabaugh

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
March 22, 2007

D047799 In re Rios on Habeas Corpus

The petition for rehearing is denied.

D050409 Edgar v. Workers' Compensation Appeals Board and Home Depot

At the request of petitioner, the petition for writ of review is dismissed.

D048804 People v. Sanner

The judgment is affirmed. McConnell. P.J.; We Concur: Benke, J., Irion, J.

D046793 People v. Reyes

The judgment is affirmed. O'Rourke, J.; We Concur: Benke, Acting P.J., Aaron, J.

D049454 In re Christian M., a Juvenile

The order is affirmed. Benke, Acting P.J.; We Concur: Aaron, J., Irion, J.

D049077 Higgs Fletcher & Mack, LLP et al. v. Webb & Carey, APC

Upon filing a written abandonment of appeal, the appeal filed by Suppa, Trucchi & Henein, LLP, on August 1, 2006, is dismissed and the remittitur is ordered to issue immediately. (Cal. Rules of Court, rule 8.244(c)(2)).

D050296 Johna G. v Superior Court of San Diego County/San Diego County Health and Human Services Agency

The attorney for petitioner Johna G. has notified the court that a petition for writ of mandate under California Rules of Court, rules 8.452 and 5.600 will not be filed as there are no viable issues for writ review. The case is DISMISSED.

COURT OF APPEAL OF THE STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE
March 23, 2007

D047858 Rogozienski v. Allen et al.

The judgment is reversed insofar as it sustained Love's demurrer to the second cause of action. It is reversed as to the seventh cause insofar as it sustained Love's demurrer with regard to the civil rights action alleged pursuant to 42 United States Code section 1983. It is sustained as to eleventh and twelfth causes of action but reversed as to the order foreclosing Frank from amending those causes of action. In all other respects the judgment is affirmed. Each party to bear its own costs on appeal. Benke, Acting P.J.; We Concur: McDonald, J., McIntyre, J.

D049872 Solar Turbines Incorporated v. Workers' Compensation Appeals Board et al.
The petition is denied.

D04774 People v. Bradus

The trial court's order denying Bradus's application for relief under section 1203.4 is reversed and the matter is remanded to the trial court. On remand, the trial court is directed to vacate its order denying Bradus's petition under section 1203.4, subdivision (a), and to enter a new order granting her petition. Huffman, Acting P.J.; We Concur: Nares, J., McIntyre, J.

D050534 Chase Care Center, Inc. v. Superior Court of San Diego County/Stow individually and as Successor in Interest etc. et al.

Disclosure of the home addresses and phone numbers of employees is stayed pending further order of this court. Real party in interest is directed to file a response to the petition on or before April 3, 2007.

D048044 Turnermedia, LLC v. Infiniti Bail Network, LLC et al.

The judgment granting the motion to vacate the arbitration award and denying appellant's petition to confirm the arbitration award is reversed, and the trial court is directed to enter a different order granting the petition to confirm the second award, in accordance with the views set forth in this opinion. Appellant shall recover its costs on appeal. Huffman, Acting P.J.; We Concur: Nares, J., Aaron, J.

D049284 People v. Ross

The judgment is affirmed. McIntyre, J.; We Concur: Haller, Acting P.J., Aaron, J.

D049226 In re J.P. et al., Juveniles

The order is affirmed. Haller, J.; We Concur: McConnell, P.J., Benke, J.

D050220 Nina G. v. Superior Court of the County of San Diego/San Diego County Health and Human Services Agency

No timely petition for writ relief has been filed. The notice of intent is deemed to be abandoned. The case is dismissed.

